

Kent Anderson, OSB #78-125  
Kent Anderson Law Office  
888 West Park  
Eugene, OR 97401  
(541) 683-5100  
Attorney for Debtors/Plaintiffs

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF OREGON

In Re: )  
Darrell G. Ruse and Christy A. Ruse, ) Case No. 09-64664-tmr13  
Debtors. ) Adv. Proc. No. 12-06185-tmr  
MOTION TO DISMISS

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Darrell G. Ruse and Christy A. Ruse, )  
Plaintiffs, )  
v. )  
Pushpin Holdings, LLC, a New York Limited )  
Liability Company, and Lease Finance Group, )  
Inc., a Minnesota corporation, )  
Defendants. )

COMES NOW Plaintiffs, by and through their attorney, Kent Anderson, and move the Court for an order dismissing this case with prejudice and without an award of costs or attorney fees to either party. Additionally, Plaintiffs request waiver of any requirement to notice the settlement reached between the parties to creditors and other interested parties.

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## **Page 1 – Motion to Dismiss**

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(541) 683-5100

1 This motion is supported by the Affidavit of Counsel filed herewith.  
2 DATED this 15<sup>th</sup> day of January, 2013.

3 KENT ANDERSON LAW OFFICE  
4

5 BY: /s/ Kent Anderson  
6 Kent Anderson, OSB #78-125  
7 Attorney for Debtors/Plaintiffs  
8 Trial Attorney  
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10 CERTIFICATE OF SERVICE

11 I certify that on January 15, 2013, the foregoing MOTION TO DISMISS and attached  
12 affidavit was served on the parties listed below to the addresses specified by the following  
13 method:

14 By depositing certified true copies thereof in the US Mail at Eugene, Oregon, enclosed in  
15 a sealed envelope, with postage prepaid, addressed to:

16 Joseph I. Sussman, P.C. Lease Finance Group, Inc.  
17 Attorney for Pushpin Holdings, LLC Dan Dryer, President  
18 Penncom Plaza 7700 Equitable Drive, #203  
19 132 W. 31<sup>st</sup> Street, Suite 1320 Eden Prairie, MN 55344  
20 New York, NY 10001  
21

22 And by electronic transmission as follows:  
23

24 US Trustee ([USTPRegion18.EG.ECF@usdoj.gov](mailto:USTPRegion18.EG.ECF@usdoj.gov))  
25 Fred Long, Trustee ([longeugctmail@qwestoffice.net](mailto:longeugctmail@qwestoffice.net))  
26  
27

28 /s/ Kent Anderson  
29 Kent Anderson, OSB #78-125  
30 Attorney for Plaintiffs  
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33 Page 2 – Motion to Dismiss  
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6 Attorney for Debtors/Plaintiffs  
7

8 IN THE UNITED STATES BANKRUPTCY COURT  
9 FOR THE DISTRICT OF OREGON

10  
11 In Re: )  
12 Darrell G. Ruse and Christy A. Ruse,, ) Case No. 09-64664-tmr13  
13 ) Debtors. ) Adv. Proc. No. 12-06185-tmr  
14 ) ) AFFIDAVIT OF COUNSEL

15 Darrell G. Ruse and Christy A. Ruse, )  
16 Plaintiff, )  
17 v. )  
18 Pushpin Holdings, LLC, a New York Limited )  
19 Liability Company, and Lease Finance Group, )  
20 Inc., a Minnesota corporation, )  
Defendants. )

21 STATE OF OREGON )  
22 ) ss.  
23 County of Lane )

24 I, Kent Anderson, being first duly sworn, depose and say as follows:

25 I am the attorney for Plaintiffs in the above adversary proceeding. I make this Affidavit  
26 in support of the Motion to Dismiss filed herewith.

27 **Page 1 – Affidavit of Counsel**

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1 A mutually agreeable settlement has been reached with Defendant Pushpin Holdings,  
2 LLC that resolves this matter in its entirety. Plaintiffs wish to have any required noticing of the  
3 settlement to creditors be waived by the Court.

4 DATED this 15<sup>th</sup> day of January, 2013.

5 /s/ Kent Anderson  
6 KENT ANDERSON

7  
8 SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of January, 2013.  
9  
10

11 /s/ Lynn G. Seitz  
12 NOTARY PUBLIC FOR OREGON  
13 My Commission Expires: 3-23-2015  
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27 **Page 2 – Affidavit of Counsel**

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